

BUSINESS REPORT
MONTANA SENATE
62nd LEGISLATURE - REGULAR SESSION
SENATE JUDICIARY COMMITTEE

Date: Wednesday, March 9, 2011
Place: Capitol

Time: 9:00 AM
Room: 303

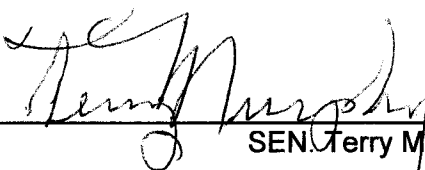
BILLS and RESOLUTIONS HEARD:

HB 12 - Provide one-year jurisdiction for misdemeanor DUI/BAC offenses
HB 69 - Revise jail penalties for DUI court participation
HB 102 - Revise probationary driver's license provisions for DUI court participation

EXECUTIVE ACTION TAKEN:

HB 12-Be Concurred In
HB 69-Be Concurred In As Amended
HB 102-Be Concurred In-Withdrew Motion
HB 250-Be Concurred In As Amended-Withdrew Motion
HB 235-Tabled
HB 360-Tabled
HB 412-Tabled

Comments:



SEN. Terry Murphy, Chair

MONTANA STATE SENATE

ROLL CALL

2011 JUDICIARY COMMITTEE

DATE: 3/4/11

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
CHAIRMAN, TERRY MURPHY	/	
VICE CHAIRMAN, JIM SHOCKLEY	/	
SENATOR JEFF ESSMANN		/
SENATOR SHANNON AUGARE	/	
SENATOR ANDERS BLEWETT	/	
SENATOR GREG HINKLE	/	
SENATOR ROWLIE HUTTON	/	
SENATOR LARRY JENT	/	
SENATOR CLIFF LARSEN	/	
SENATOR LYNDA MOSS		/
SENATOR JIM PETERSON	/	
SENATOR CHAS VINCENT	/	

BILL TABLED NOTICE

SENATE JUDICIARY COMMITTEE

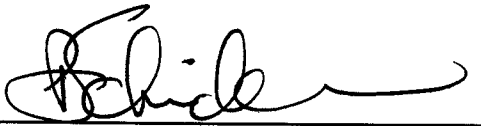
The **SENATE JUDICIARY COMMITTEE** TABLED

HB 235 - Allow parties to liens to enter into arbitration

HB 360 - Criminalize passengers failure to report certain motor vehicle accidents

HB 412 - Disclosure of financial support of civil suits against industrial operations

, by motion, on **Wednesday, March 9, 2011.**



(For the Committee)



(For the Secretary of the Senate)

11:15 / 3/9/11
(Time) (Date)

March 9, 2011

Pam Schindler, Secretary

Phone: 444-4891



SENATE STANDING COMMITTEE REPORT

March 9, 2011

Page 1 of 1

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 12** (third reading copy -- blue) be **concurred in**.

Signed: 
Senator Terry Murphy, Chair

To be carried by Senator Anders Blewett

- END -

Committee Vote:

Yes 12, No 0

Fiscal Note Required ☒

HB0012001SC06460.sdr

OK



SENATE STANDING COMMITTEE REPORT

March 9, 2011

Page 1 of 1

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 69** (third reading copy -- blue) be concurred in as amended.

Signed: *Terry Murphy*
Senator Terry Murphy, Chair

To be carried by Senator Larry Jent

And, that such amendments read:

1. Page 1, line 17.

Following: "and"

Strike: "the imprisonment"

Insert: "any"

Following: the second "sentence"

Insert: "subsequently imposed"

- END -

Committee Vote:

Yes 12, No 0

Fiscal Note Required __

HB0069001SC01432.sdr

OK

MONTANA STATE SENATE

ROLL CALL VOTE

2011 JUDICIARY COMMITTEE

DATE 3/9/11 BILL NO H812 MOTION NO. 1 5

MOTION: Be Concurred In (Blewett)

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE	<u>-</u>		
SENATOR LYNDIA MOSS	<u>-</u>		<u>-</u>
SENATOR CHAS VINCENT	<u>-</u>		
SENATOR LARRY JENT	<u>-</u>		
SENATOR ANDERS BLEWETT	<u>-</u>		
SENATOR SHANNON AUGARE	<u>-</u>		
SENATOR CLIFF LARSEN	<u>-</u>		
SENATOR ROWLIE HUTTON	<u>-</u>		
SENATOR JIM PETERSON	<u>-</u>		<u>-</u>
VICE CHAIRMAN SHOCKLEY	<u>-</u>		<u>-</u>
SENATOR JEFF ESSMANN	<u>-</u>		<u>-</u>
CHAIRMAN MURPHY	<u>-</u>		

12/0

MONTANA STATE SENATE

ROLL CALL VOTE

2011 JUDICIARY COMMITTEE

DATE 3/9/11 BILL NO. HB69 MOTION NO. 2

MOTION: amendment (page 1 line 17)

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR GREG HINKLE	-		
SENATOR LYNDIA MOSS	-		-
SENATOR CHAS VINCENT	-		
SENATOR LARRY JENT	-		
SENATOR ANDERS BLEWETT	-		
SENATOR SHANNON AUGARE	-		
SENATOR CLIFF LARSEN	-		
SENATOR ROWLIE HUTTON	-		
SENATOR JIM PETERSON	-		-
VICE CHAIRMAN SHOCKLEY	-		
SENATOR JEFF ESSMANN	-		-
CHAIRMAN MURPHY	-		

12/0

MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 3/9/11 BILL NO HB69 MOTION NO. 3

MOTION: Be Concurred In As Amended

(Sent)

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR GREG HINKLE	—		
SENATOR LYNDA MOSS	—		—
SENATOR CHAS VINCENT	—		
SENATOR LARRY JENT	—		
SENATOR ANDERS BLEWETT	—		
SENATOR SHANNON AUGARE	—		
SENATOR CLIFF LARSEN	—		
SENATOR ROWLIE HUTTON	—		
SENATOR JIM PETERSON	—		—
VICE CHAIRMAN SHOCKLEY	—		
SENATOR JEFF ESSMANN	—		—
CHAIRMAN MURPHY	—		

12/0

MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 3/9/11 BILL NO HB235 MOTION NO. 2

MOTION: Table

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE	/		
SENATOR LYNDIA MOSS	/		/
SENATOR CHAS VINCENT	/		
SENATOR LARRY JENT	/		
SENATOR ANDERS BLEWETT	/		
SENATOR SHANNON AUGARE	/		
SENATOR CLIFF LARSEN	/		
SENATOR ROWLIE HUTTON	/		
SENATOR JIM PETERSON	/		
VICE CHAIRMAN SHOCKLEY		/	
SENATOR JEFF ESSMANN		/	/
CHAIRMAN MURPHY	/		

10/2

MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 3/9/11 BILL NO HB 360 MOTION NO. 2

MOTION: amendment 36003.gvl

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE	/		
SENATOR LYNDIA MOSS	/		/
SENATOR CHAS VINCENT	/		
SENATOR LARRY JENT	/		
SENATOR ANDERS BLEWETT	/		
SENATOR SHANNON AUGARE	/		
SENATOR CLIFF LARSEN	/		
SENATOR ROWLIE HUTTON	/		
SENATOR JIM PETERSON	/		
VICE CHAIRMAN SHOCKLEY	/		
SENATOR JEFF ESSMANN	/		/
CHAIRMAN MURPHY	/		

12/0

MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 3/9/11 BILL NO HB 360 MOTION NO. 3

MOTION: Table

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE	/		
SENATOR LYNDA MOSS	/		/
SENATOR CHAS VINCENT	/		
SENATOR LARRY JENT	/		
SENATOR ANDERS BLEWETT	/		
SENATOR SHANNON AUGARE	/		
SENATOR CLIFF LARSEN	/		
SENATOR ROWLIE HUTTON	/		
SENATOR JIM PETERSON	/		
VICE CHAIRMAN SHOCKLEY		/	
SENATOR JEFF ESSMANN	/		/
CHAIRMAN MURPHY	/		

11/1

MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 3/9/11 BILL NO HB412 MOTION NO. 1

MOTION: Table

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE	—		
SENATOR LYNDA MOSS	—		—
SENATOR CHAS VINCENT	—		
SENATOR LARRY JENT	—		
SENATOR ANDERS BLEWETT	—		
SENATOR SHANNON AUGARE	—		
SENATOR CLIFF LARSEN	—		
SENATOR ROWLIE HUTTON	—		
SENATOR JIM PETERSON		—	
VICE CHAIRMAN SHOCKLEY		—	
SENATOR JEFF ESSMANN	—		—
CHAIRMAN MURPHY	—		

10/2

AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Jeff Essmann, request to be excused from the

JUDICIARY COMMITTEE

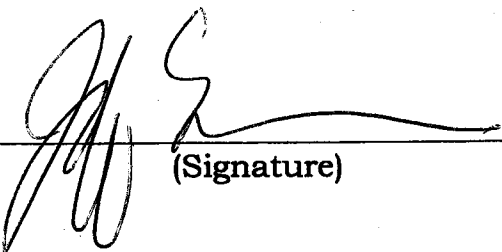
due to my other commitment. I desire to leave my proxy vote with:

Sen. Whittle / Sen. Shockley

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
3/9/11		
HB 12 Re Concurrence	X	
HB 69 Amendment	X	
HB 69 Re Concurrence	X	
HB 235 Table		X
HB 360 Amendment	X	
HB 360 Table	X	
HB 412 Table	X	

BILL/AMENDMENT	AYE	NO

Sen. 
(Signature)

Date 3/9/11

AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Lynda Moss, request to be excused from the
Judiciary COMMITTEE
due to my other commitment. I desire to leave my proxy vote with:

Sen. Jent / [REDACTED]

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT AYE NO

BILL/AMENDMENT AYE NO

125/11 SB 40-Tabled	X	
3/9/11		
HB 12	X	
HB 69 Amendment	X	
HB 69 Relinquish Amend	X	
HB 235 Tabled	X	
HB 362 Amendment	X	
HB 360 Tabled	X	
HB 412 Tabled	X	

Sen. [Signature]
(Signature)

Date _____

(Sen. Moss)

AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Jim Peterson, request to be excused from the

Judiciary COMMITTEE

due to my other commitment. I desire to leave my proxy vote with:

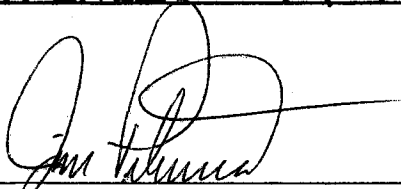
Vice Chair Terry Murphy

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
<u>2/18/11</u>		
SB 61 Table	X	
SB 121 Table	X	
SB 123 Table	X	
SB 334 Table	X	
SB 344 amend	X	
SB 344 Table		X
SB 347 amend	X	
SB 347 Dotland amend	X	
SB 324 Dotland	X	
SB 308 amend	X	
SB 308 Dotland amend		X
SB 308 Table	X	
SB 276 Dotland	X	

BILL/AMENDMENT	AYE	NO
<u>3/3/11</u>		
HB 65 Concurrence	X	
HB 97 Concurrence	X	
<u>3/4/11</u>		
HB 96 Reconciliation	X	
HB 114 Reconciliation	X	
HB 71 Reconciliation	X	
HB 106 Reconciliation	X	
<u>3/9/11</u>		
HB 12 Reconciliation	X	
HB 69 Amendment	X	
HB 69 Reconciliation	X	

Sen. _____


(Signature)

Date _____

**AUTHORIZED
SENATE COMMITTEE PROXY**

Jim Shockley
I, Senator ~~Jeff Leach~~, request to be excused from the

JUDICIARY COMMITTEE

due to my other commitment. I desire to leave my proxy vote with:

Jim Shockley *Gary Hinkel*

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

2/15/11

<i>SB 169</i>	<i>X</i>	
<i>SJ2 - Amend</i>	<i>X</i>	
<i>SJ2 - DePaulina</i>	<i>X</i>	
<i>SJ2 - Table</i>	<i>X</i>	
<i>SB 169 - Remove</i>	<i>X</i>	
<i>SB 169 - DePaulina</i>	<i>X</i>	
<i>SB 262 - DePaulina</i>		<i>X</i>
<i>3/9/11</i>		
<i>HB 12 - DePaulina</i>	<i>X</i>	

Sen. _____

(Signature)

Date *15 FEB 2011*

SENATE JUDICIARY COMMITTEE

Sponsor: Representative Mike Menahan

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

SENATE JUDICIARY COMMITTEE

Wednesday, March 9, 2011

HB 12 - Provide one-year jurisdiction for misdemeanor DUI/BAC offenses

Sponsor: Representative Mike Menahan

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

SENATE JUDICIARY COMMITTEE

Sponsor: Representative Mike Menahan

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.